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I hereby certify that this correspondence is being deposited with the United States Postal Service in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 6, 2004
(Date of Deposit)

Harold C. Moore
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[Signature]
Signature

January 6, 2004
Date of Signature

Re: Application of: Michael J. Berman
Serial No.: 09/553,140
Filed: April 20, 2000
For: Determination of Film Thickness During
Chemical Mechanical Polishing
Group Art Unit: 2623
Examiner: Vikkram Bali
Our Docket No.: 1003-0547
LSI Docket No.: 99-230

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

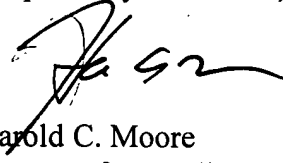
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision set forth in the Official Action mailed October 6, 2003, in which the Examiner rejected claims 1-28.

The Commissioner is hereby authorized to charge the the filing fee of a Notice of Appeal (\$330.00) as required by 37 C.F.R. § 1.17(e) to **Deposit Account No. 12-2252**.

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Commissioner for Patents
January 6, 2004
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Respectfully Submitted,



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January 6, 2004
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